

AGENDA
CONNECTICUT MEDICAL EXAMINING BOARD
Tuesday, December 15, 2015 at 1:30 PM

Legislative Office Building
300 Capitol Avenue, Hartford Connecticut
ROOM 1-A

CALL TO ORDER

I. APPROVAL OF MINUTES

October 20, 2015

II. OPEN FORUM

III. UPDATES

A. Chair Updates

B. DPH Updates

IV. NEW BUSINESS

- A. Oral Argument – Proposed Memorandum of Decision
DPH Request to Modify Proposed Memorandum of Decision
James Marshall, D.O. - Petition No. 2011-212

V. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

- A. Marion Katigbak, MD – Petition No. 2011-1246
Presentation of Consent Order – David Tiles, Staff Attorney, DPH
- B. Alicia Kerr, MD – Petition No. 2015-236
Presentation of Consent Order – David Tiles, Staff Attorney, DPH

VI. OLD BUSINESS

ADJOURN

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES of October 20, 2015**

The Connecticut Medical Examining Board held a meeting on Tuesday, October 20, 2015 at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut in conference room 1-A.

BOARD MEMBERS PRESENT:

Kathryn Emmett, Esq., Chairperson
Raymond Andrews, Jr., Esq.
Queenie Collins
Allyson Duffy, MD
Robert Green, MD
Eric Hodgson, MD
Michele Jacklin
Marilyn Katz, MD
Edward McAnaney, Esq.
Daniel Rissi, MD
Andrew Salner, MD
C. Steven Wolf, MD
Peter Zeman, MD

BOARD MEMBERS ABSENT

Douglas Fellows, MD
Jean Rexford
Rabbi Dov Greer

Ms. Emmett called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the August 18, 2015 meeting were reviewed. Dr. Green made a motion, seconded by Dr. Rissi, to approve the minutes. The motion passed with all in favor except Dr. Katz, Ms. Collins and Dr. Duffy who abstained.

II. OPEN FORUM

None

III. UPDATES

A. Chair Updates

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. The February 2016 Board meeting will be held on the fourth Tuesday of the month (February 23, 2016).

B. Department of Public Health

None

Dr. Hodgson arrived at 1:33 p.m.

IV. NEW BUSINESS

A. Licensure Applications

Celeste Dowdell, Licensing and Applications Analyst, Department of Public Health, presented a license reinstatement application of Marcy Dillon, MD. Dr. Dillon was present and addressed questions from the Board. Dr. Zeman made a motion, seconded by Ms. Jacklin, recommending that Dr. Dillon's license be reinstated. The motion passed unanimously.

Mr. McAnaney arrived at 1:43 p.m.

Celeste Dowdell, Licensing and Applications Analyst, Department of Public Health, presented a license application of Thomas Prebert, MD. Dr. Prebert was present. The Board reviewed the application to determine if Dr. Prebert's education and training qualify him for licensure in Connecticut. Following discussion Dr. Wolf made a motion, seconded by Dr. Green to recommend licensure for Dr. Prebert. The motion passed unanimously.

Janine Cordero, Licensing and Applications Specialist, Department of Public Health, presented a license application of Maurizio Bendandi, MD. Dr. Bendandi was present. The Board reviewed the application to determine if Dr. Bendandi's education and training qualify him for licensure in Connecticut. Following discussion Mr. McAnaney made a motion, seconded by Dr. Green, to recommend licensure for Dr. Bendandi. The motion passed unanimously.

Janine Cordero, Licensing and Applications Specialist, Department of Public Health, presented a license application of Michel De Maeseneer, MD. Dr. De Maeseneer was not present. The Board reviewed the application to determine if Dr. De Maeseneer's education and training qualify him for licensure in Connecticut. Following discussion Dr. Rissi made a motion, seconded by Mr. McAnaney to recommend licensure for Dr. De Maeseneer. The motion passed unanimously.

Dr. Salner arrived at 1:55 p.m.

B. Health Care Associated Infections

Richard Melchreit, MD of the Department of Public Health provided an overview of the Department's Healthcare Associated Infections Program.

C. Declaratory Ruling Proceedings

Board of Examiners for Nursing - Physical Examinations for a Commercial Driver's License.

Assistant Attorney General, Henry Salton was present and provided an overview of the issue to be reviewed by the Board of Examiners for Nursing.

Connecticut Board of Examiners for Optometrists - Benign lesion removal.

Assistant Attorney General, Henry Salton was present and provided an overview of the issue to be reviewed by the Connecticut Board of Examiners for Optometrists.

Proposed Memorandum of Decision – Hal Wasserman, MD – Petition No. 2012-333

Assistant Attorney General Henry Salton and Assistant Attorney General Kerry Colson were present to provide counsel to the Board. Attorney Michael Kurs was present with Dr. Wasserman. Staff Attorney David Tilles was present for the Department of Public Health.

Dr. Zeman, chairman of the hearing panel, commented that he reanalyzed the exhibits and transcripts in this matter and has since changed his opinion and does not now support a recommendation for discipline of respondent's license.

Mr. Andrews, a hearing panelist, discussed his views and opinion and agrees with the initial recommendation for a reprimand of respondent's license.

Dr. Green, a hearing panelist, discussed his opinion and agrees with Dr. Zeman that this matter should be dismissed. Dr. Hodgson, Dr. Rissi and Dr. Wolf commented on their opinions following a review of the record.

Mr. McAnaney left the meeting at 2:47 p.m.

Argument was heard from Attorney Kurs and Attorney Tilles concerning the Proposed Memorandum of Decision.

Dr. Wolf made a motion, seconded by Mr. Andrews, to adopt the proposed Memorandum of Decision as written. The motion failed. Dr. Katz, Mr. Andrews, and Ms. Jacklin voted to adopt the decision. All other Board members were opposed.

Ms. Collins made a motion, seconded by Dr. Hodgson that the decision be modified stating that the standard of care was not violated and the matter be dismissed. The motion passed with all in favor except Dr. Katz, Mr. Andrews, and Ms. Jacklin who were opposed.

V. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Judith Faulkner, MD – Petition No. 2014-1127

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Attorney Gaileen Kaufman was present on behalf of Dr. Faulkner.

Dr. Green made a motion, seconded by Ms. Collins, to adopt the Consent Order. The motion passed unanimously.

Ms. Emmett signed the Order which imposes a reprimand and a \$5000.00 civil penalty.

B. Robert Jarrett, MD – Petition No. 2013-662

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Attorney Michael Kurs was present on behalf of Dr. Jarrett.

Dr. Green made a motion, seconded by Dr. Hodgson, to adopt the Consent Order. The motion passed unanimously.

Ms. Emmett signed the Order which imposes a reprimand, probation for a period of three months and a \$4000.00 civil penalty.

VI. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:16 p.m.

Respectfully submitted,

Kathryn Emmett, Esq., Chairperson